



Patent
Attorney's Docket No. 1032553-000061

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) **MAIL STOP Amendment**
Fabrizio Alexandro Maspero et al.)
Application No.: 10/540,323) Group Art Unit: 3738
Filed: June 21, 2005) Examiner: Suzette Jaime J Gherbi
For: BIODEGRADEABLE) Confirmation No.: 1293
BIOCOMPATIBLE IMPLANT)
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RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated August 1, 2008, the properly pending claims are reproduced below, these claims having been submitted in a Preliminary Amendment filed June 21, 2005. None of the presently pending claims have been addressed in the Office Action such that withdrawal of the Office Action dated August 1, 2008 is requested. **Upon granting of this request, please disregard the attached Petition For Extension of Time and/or treat this paper as a Request For Refund of the extension fee.**

LISTING OF CLAIMS:

Originally filed claims 1-35 (Previously Cancelled)

36. (Previously Presented) Biocompatible implant for the treatment of defects in a living organism such as bone defects or tooth extraction wounds, comprising at least one zone of impermeability to soft tissue and/or epithelial cells in-growth, wherein said implant is comprised of an open porous scaffold and a membrane covering at